

BOARD OF SELECTMEN

Minutes of the Meeting of January 13, 2010. The meeting took place in the Court Room, Town and County Building, 16 Broad Street, Nantucket, MA 02554. Members of the Board present were Rick Atherton, Brian Chadwick, Michael Kopko, Allen Reinhard, and Patricia Roggeveen. Chairman Kopko called the meeting to order at 6:01 PM.

ANNOUNCEMENTS

There will be a special state election Tuesday, 19 January 2010, 7:00 AM to 8:00 PM at Nantucket High School for the United States Senate seat. Town Manager C. Elizabeth Gibson noted the election warrant needs to be formally adopted by the Board. So moved by Mr. Reinhard; Mr. Chadwick seconded. All in favor, so voted.

A public hearing will be held Tuesday, 19 January 2010, 7:00 PM at 2 Fairgrounds Road regarding FY 2010 Small Cities Community Development Block Grants (CDBG).

Ms. Gibson announced the American Legion, Post 82, has replaced the Town's flagpole at the veterans' memorial on Federal Street, and offered thanks and appreciation.

PUBLIC COMMENT

None.

APPROVAL OF MINUTES, WARRANTS, PENDING CONTRACTS

Approval of Minutes of 14 October 2009 at 6:00 PM; 30 December 2009 at 6:00 PM. The minutes of 14 October 2009 at 6:00 PM and 30 December 2009 at 6:00 PM were approved by the unanimous consent of the meeting.

Approval of Payroll Warrant for Week Ending 10 January 2010. The payroll warrant for the week ending 10 January 2010 was approved by the unanimous consent of the meeting.

Approval of Treasury Warrant and Pending Contracts for 13 January 2010. Housing Planner Susan Witte reviewed the grant application for the Community Development Block Grant regarding a housing rehabilitation program. The treasury warrant and all pending contracts for 6 January 2010 with the exception of Sustainable Nantucket were approved by the unanimous consent of the meeting. Following discussion on the Sustainable Nantucket pending contract regarding assistance with the Nantucket Climate Protection Action Plan, Mr. Reinhard moved to approve the contract with Sustainable Nantucket; Ms. Roggeveen seconded. So voted 3-2. Mr. Atherton and Mr. Chadwick were opposed.

CITIZEN/DEPARTMENTAL REQUESTS

Council for Human Services: Request for Acceptance of Gift of \$300 from Atlantic East Real Estate. Mr. Reinhard moved to approve the \$300 gift from Atlantic East Real Estate for the Council for Human Services and to send a letter of thanks to Atlantic East Real Estate; Ms. Roggeveen seconded. All in favor, so voted.

Police Department: Request to Grant Tenure to Nantucket Police Officer. Mr. Reinhard moved to approve the request for tenure for Police Officer Scott Quigley; Ms. Roggeveen seconded. All in favor, so voted.

Request for Execution of Purchase and Sale Agreement, Quitclaim Deed and Settlement Statement for Conveyance of Town-owned Property Described as Map 79, Parcel 20, also known as 6 Clifford Street, Pursuant to Vote on Article 90 of 2009 Annual Town Meeting and Vote of Board of Selectmen on 2 December 2009. Mr. Reinhard moved to approve the execution of the purchase and sale agreement, quitclaim deed, and settlement statement for 6 Clifford Street; Mr. Atherton seconded. All in favor, so voted.

TOWN MANAGER'S REPORT

Review of Economic Recovery Zone Bond Program. Ms. Gibson reviewed the program, noting the County's allocation from the state is \$1,086,000 for public infrastructure. She said the bond is a loan which needs to be paid back with a 45% discount on the interest rate. Ms. Gibson reviewed some potential projects that could be eligible under the program, including the extension of water service to Madaket, an outbuilding at the public safety facility, and a new road at the airport industrial zone, and noted eligible projects have to be "shovel ready" and cannot already be underway. She said money for a particular project would need to be appropriated at the 2010 Annual Town Meeting if it has not already been approved at a previous Town Meeting. A discussion followed among Board members on whether or not to take advantage of the allocation. Mr. Atherton commented the money still needs to be borrowed, the County still needs to pay it back, and we would only receive a small break on the interest rate.

Energy Study Committee: Update on National Grid/Cape Wind Power Purchase Agreement. Barbara Gookin, chair of the Energy Study Committee, gave various updates regarding National Grid and Cape Wind, noting that Nantucket Sound is eligible for listing on the National Register of Historic Places. She noted that there was a meeting earlier today with Secretary of the Interior Ken Salazar, Cape Wind, and major opponents of the project, who propose waters south of Tuckernuck as an alternative site. Ms. Gookin suggested the Town be involved in any future discussions regarding the proposed alternative site.

Update on 2010 Annual Town Meeting Warrant Articles. Ms. Gibson noted many warrant articles are being reviewed by Town Counsel and various Town departments, and said there have been some new articles since the warrant was last discussed.

Ms. Gibson gave an update on the 2009 audit, noting the Town's financials have been submitted to the state Department of Revenue, the federal submission should occur within the next two weeks, and the management letter from the auditors is in draft form. She said the audit has been classified as "unqualified" which means there is no issue with the numbers and is a major accomplishment which hasn't occurred since 2003. Members of the Board acknowledged the achievements of the Finance Department. Ms. Gibson recognized the hard work of the Finance Director and staff. She added that a refocus on the improvements outlined in the 2008 "Abrahams Report" will begin this month, as additional improvement is necessary.

SELECTMEN'S REPORTS/COMMENT

Presentation on Human Services Collaborative Proposal; Discussion of Proposal. Chairman Kopko reviewed the proposal which is to eliminate the Town's Human Services Department in FY 2011, outsource the services provided by the department, eliminate the Human Services Grant Review Committee, revise the Council for Human Services bylaw at the 2010 Annual Town Meeting and, beginning in FY 2012, if possible and among other options, provide for a single human services contract based on a unified application from a newly established Human Services Collaborative. He then reviewed a proposed warrant article for the 2010 Annual Town Meeting regarding the restructuring

of the Council for Human Services. A discussion among Board members followed. Mr. Atherton noted it is a two step process: 1) the Board can support the article for inclusion into the warrant, and 2) further discuss the proposal to eliminate the Human Services Department. Chairman Kopko asked the Board to adopt his proposal as policy for FY 2011 tonight before the budget is adopted the following week and put forth the warrant article. Mr. Reinhard moved to adopt the proposal and warrant article; Ms. Roggeveen seconded. Mr. Atherton said he assumes the existing services provided by the Human Services Department will continue to be provided after its elimination. Ms. Gibson asked Mr. Reinhard to clarify his motion. Chairman Kopko made a friendly amendment to Mr. Reinhard's motion, moving to endorse the budget for FY 2011 which will reflect the elimination of the Human Services Department, allocate funds as presented in the proposal (attached), and adopt the warrant article (attached). Mr. Reinhard accepted Chairman Kopko's amendment. So voted 4-1. Mr. Chadwick was opposed.

FY 2011 Budget Review. Ms. Gibson updated the Board on the FY 2011 budget, noting items which have changed since her 2 December 2009 presentation. She said landfill mining costs have increased to \$566,000 but noted the funding will come from a source other than the General Fund per the Board's action on 30 December 2009. Ms. Gibson reviewed Town budget adjustments which have occurred and said the measures taken may reduce or eliminate the need for an operating override. She said a dedicated funding source still has not been identified for the Solid Waste Enterprise Fund, and noted Administration is looking into whether it can amend Free Cash certification to factor in recent land sales, which could help with capital projects for FY 2011. A discussion among Board members followed regarding possible capital projects. Ms. Roggeveen said the Board needs to develop a policy on how income from land sales is used before it decides how to spend it. Chairman Kopko asked Ms. Roggeveen and Mr. Atherton to draft a policy regarding land sales, and encourages the Board to communicate with Ms. Gibson regarding the budget as soon as possible so it will be ready for adoption at next week's meeting. Mr. Chadwick said he would like to see funding for the mosquito control program restored. Ms. Gibson said a mosquito program needs to start this spring in March or April to be effective for this summer, noting some funds might be able to be used from the Cape and Islands License Plate Fund for a "quick fix". She said she would like to discuss longer term solutions with local area groups in terms of possible partnerships with them regarding mosquito control measures.

Discussion Regarding Our Island Home Enterprise Fund. Chairman Kopko reviewed a proposed warrant article for the 2010 Annual Town Meeting regarding the establishment of an enterprise fund for Our Island Home, noting the Department of Revenue allows the establishment of enterprise funds for nursing homes. He said there is no effective date in the draft article but hopes it can be established for FY 2011. Ms. Roggeveen disagreed on the timing, saying the Finance Department has many other priorities and suggested pushing the effective date to FY 2012. Ms. Gibson also recommended making the proposed enterprise fund effective for FY 2012. Finance Director Connie Voges noted there are time constraints associated with implementing it for FY 2011. Mr. Atherton moved to incorporate the proposed article into the 2010 Annual Town Meeting warrant; Ms. Roggeveen seconded. Chairman Kopko offered a friendly amendment to run the article by Town Counsel to see if a date certain needs to be inserted. Mr. Atherton agreed. On the motion, all in favor, so voted.

Committee Reports. None.

The meeting was unanimously adjourned at 8:22 PM.

Approved the 17th day of February, 2010.

Proposal for transitioning from Town Department of Human Services to Human Services Collaborative model

The proposal is to eliminate the town Human Services Department, eliminate the Grant Review Committee, outsource the services provided by the department, revise the Council for Human Services for FY '11, and, beginning in FY '12, to provide for a single human services contract based on a unified application from the newly established Human Services Collaborative.

Elimination of the Town department will, according to the administration, create an estimated savings of \$130,000. The administration's proposed budget allocates \$283,050 for human services contracts. The proposal is to allocate an additional \$34,833 to the FY'11 human services contracts. This will fully fund the recommendation of the Contract Review Committee, which is \$317,883. The proposal also allocates \$65,000 for the purpose of establishing a coordinator position managed through the Collaborative. The coordinator position would provide administrative services and perform those referral and direct services currently provided by the Town Human Services Department that may not be picked up by agencies in the Collaborative.

These allocations would leave a net savings to the town budget of \$30,167.

The Human Services Collaborative is currently in the process of organizing human services agencies into a working coalition. Advice from state officials and the larger human services community is that this model is likely to be most successful for future funding and operations. Resource granting agencies are indicating that smaller, individual grants will be fewer, in favor of grants to multiple-agency collaboratives. From the town's perspective, this model could provide for a single, multi-year human services contract. To continue offering referral and other services currently offered by the town, the Collaborative, through a member agency, would contract with a coordinator. This would provide for telephone coverage and office hours for the kinds of services currently offered by the Town Human Services Department. Some of these services would fall directly to member agencies. For FY '11, the funds for this purpose would be allocated through a line item in the Town's administrative budget for coordination services. The administration has directed the Human Services Department to prepare a report on all of the services currently provided by that office, so that the position of coordinator and the allocation of some of these duties to member agencies can be defined, and a structure developed.

To further create a streamlined and efficient process, the proposal is to also redefine the Council for Human Services and eliminate the Contract Review Committee. The Council for Human Services would be adjusted to be constituted of one member of the Board of Selectmen (BOS) and four at large members, all appointed by the Board of Selectmen. The Council would act as advisory to the BOS on Human Services issues. It would also perform the function previously done by the Contract Review Committee. When the Human Services contract is proposed, the Council would work with the Collaborative on developing a unified proposal to the town. The Council would also be responsible for

meeting regularly with the Human Services Collaborative to monitor compliance with the contract, and report to the BOS and the Town Administration. The newly appointed Council would monitor the contracts for FY '11. To this end, the BOS should sponsor the following warrant article:

To see if the Town will vote to amend Chapter 12 of the Code of the Town of Nantucket, by taking the following actions (*NOTE: new language is shown as highlighted text, language to be deleted is shown by strikeout; these methods to denote changes are not meant to become part of the final text*):

by amending Section 12.2 as follows:

§12.2 The Council shall consist of ~~nine~~ five Nantucket residents who shall be appointed by the Board of Selectmen. One member shall be a member of the Board of Selectmen, which member shall be appointed annually. Four members shall be at-large for three-year terms; provided, however, that ~~three~~ one of the initial appointments shall be for a term of one year, ~~three~~ one for a term of two years and ~~three~~ two for a term of three years. No at-large member may be appointed to serve for more than two consecutive terms. The term of office shall be based on a year commencing on July 1 of each calendar year. Vacancies occurring in any position during a term shall be filled for the balance of the unexpired term in the same manner as an original appointment.

or take any other action related thereto.

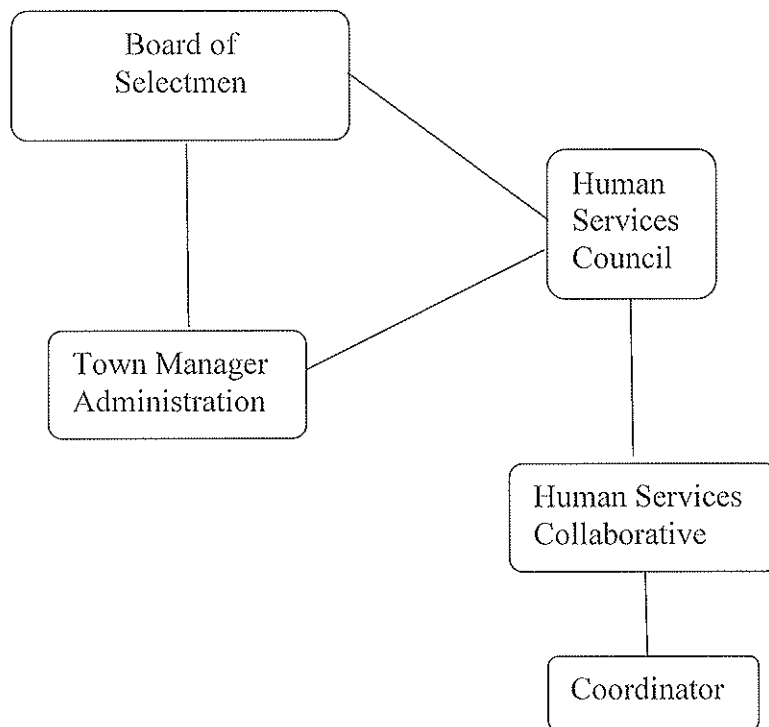
This proposal comports with the recommendation of the Ad Hoc Fiscal Committee regarding criteria for essential services:

An essential service provides a direct, broad-based benefit to the Nantucket Community *and includes one or more of the following*:

- It is required by federal, state or local mandates
 - Can only be provided by local government
- Can most efficiently be provided by local government, recognizing the unique geographic limitations of Nantucket
- Does not duplicate services provided by other governmental agencies or the private sector
- provides a service without which it is impossible to govern

This proposal meets two important objectives. First, given the current and future economic climate, and the roles and responsibilities of the Town government, we need to find ways of decreasing expenses in the Town's budget. Elimination of the department

and having these responsibilities picked up in the private sector, without a loss of service, meets this objective. Second, the community has made a priority of investing in human services, and this model provides that resources are allocated more efficiently and directly. The Collaborative model will help draw more resources to the community's human services agencies, and create efficiencies by collaborative work on identifying needs gaps, duplication of services and opportunities for cooperative delivery.



BOS appoints Human Services Council.

Human Services Council advises BOS and TM/administration on human services issues, manages the contract review process, and monitors compliance with the contract through regular meetings with the Collaborative.

Human Services Collaborative, through a member agency, contracts with coordinator to provide administrative support to the Collaborative and retail referral and assistance to citizens.

To see if the Town will vote to amend Chapter 12 of the Code of the Town of Nantucket, by taking the following actions (*NOTE: new language is shown as highlighted text, language to be deleted is shown by strikeout; these methods to denote changes are not meant to become part of the final text*):

by amending Section 12.1, 12.2 and 12.3 as follows:

§12.1 There is hereby established a Council for Human Services which shall see to the provision of all needed human services in a manner which can best serve the residents of Nantucket, the coordination of the efforts of existing service organizations and the undertaking of efforts to obtain assistance and financial aid from federal, state and local governments, as well as private state and local governments, as well as private organizations, and the improvement of the provision of these services. The Council shall act as an advisory committee to town meeting, the Board of Selectmen and the Administration, and shall have no responsibility or authority to expend Town appropriations. .

§12.2 The Council shall consist of ~~nine~~ five Nantucket residents who shall be appointed by the Board of Selectmen. One member shall be a member of the Board of Selectmen, and one member shall be a member of the Finance Committee, which members shall be appointed annually. These members shall serve ex-officio, and shall be, at the time of their appointment and throughout their terms on the Council, members of their respective bodies. Three members shall be at-large for three-year terms; provided, however, that ~~three~~ one of the initial appointments shall be for a term of one year, ~~three~~ one for a term of two years and ~~three~~ one for a term of three years. No at-large member may be appointed to serve for more than two consecutive terms. The term of office shall be based on a year commencing on July 1 of each calendar year. Vacancies occurring in any position during a term shall be filled for the balance of the unexpired term in the same manner as an original appointment.

~~§12.2 The Council and its Coordinator, if so established by Town Meeting, shall be authorized to establish an annual budget and expend such funds and to apply for, accept and expend federal and state grants for such purposes aforementioned.~~

or take any other action related thereto.